

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION**

**TRAXCELL TECHNOLOGIES, LLC., )  
Plaintiff, )  
v. )  
HUAWEI TECHNOLOGIES USA, INC., )  
ET AL., )  
Defendants. )**

**) Civil Action No. 2:18-cv-354  
JURY TRIAL DEMANDED**

**PLAINTIFF'S MOTION TO DISMISS THE ACTION AGAINST CERTAIN  
DEFENDANT HUAWEI ENTITIES WITHOUT PREJUDICE**

Plaintiff Traxcell Technologies, LLC files this Motion to Dismiss the action against Defendants:

1. Futurewei Technologies Inc., without prejudice;
2. Huawei Investment & Holding Co., without prejudice;
3. Huawei Device (Hong Kong) Co., Ltd., without prejudice; and,
4. Huawei Technologies Cooperatief U.A., without prejudice,

Each have not yet answered. This motion does not affect the actions against the other named Defendants in Plaintiff's First Amended Complaint.

**CONCLUSION**

Plaintiff requests that the action against Futurewei Technologies Inc.; Huawei Investment & Holding Co.; Huawei Device (Hong Kong) Co., Ltd.; and, Huawei Technologies Cooperatief U.A., each be dismissed without prejudice.

Respectfully submitted,

**Ramey & Schwaller, LLP**

By: /s/ William P. Ramey, III

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**Attorneys for Traxcell Technologies, LLC**

**CERTIFICATE OF CONFERENCE**

I certify that counsel for Defendant agreed to the filing of this motion on September 18, 2018.

/s/ William P. Ramey, III  
William P. Ramey, III

**CERTIFICATE OF SERVICE**

Pursuant to the Federal Rules of Civil Procedure and Local Rule CV-5, I hereby certify that all counsel of record who have appeared in this case are being served on this day of September 21, 2018 with a copy of the foregoing via the Court's CM/ECF system.

/s/ William P. Ramey, III  
William P. Ramey, III